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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
m/043/0019
TASK 3433

0001

March 11, 2010

Robert Hicken
Mountain Valley Stone, Inc.
2275 South Daniels Road
P.O. Box 985
Heber City, Utah 84032

Subject: Permit Amendment Required for Notice of Intention to Commence Large Mining Operations, Mountain Valley Stone, Inc., Browns Canyon Quarry, M/043/0019, Summit County, Utah

Dear Mr. Hicken:

The Division has received information indicating you do not have the right to enter Lots 26 and 27 as shown on Sheet SP-3 in your mine plan. The Division approved expansion of the mine into a portion of Lot 26 based on information in the plan indicating you have right of entry for this area and that it would be used for product storage with an associated road. The approval was also conditioned upon increasing the surety by January 31, 2009.

The Division requires that you provide one of the following by April 12, 2010:

- Two copies of an amended Notice of Intention to reflect the change in right of entry. Include the changes to text and the maps.

OR

- Adequate evidence that you have right of entry.

When the Division approved expansion into lot 26, it was done with the condition that if a larger proposal was not approved by December 31, 2008, the surety amount would need to be increased to \$98,000.00, which is escalated to 2011. The Division has not seen this increased surety, so **you do not have approval to have disturbance within lot 26.**

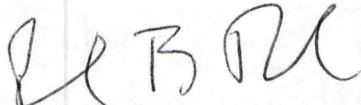


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Thank you for your cooperation and patience in completing this permitting process. If you have any questions regarding this letter, please contact me at (801) 538-5261 or Leslie Heppler at 538-5257.

Sincerely,

A handwritten signature in dark ink, appearing to read 'P. Baker'.

Paul Baker
Minerals Program Manager

PBB:lah:vs

cc : Bob Wertz – John B. Hut Family Trust

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